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TTAB

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February 23, 2006

**Box TTAB FEE**

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

Re: *House of Blues Brands Corp. v. Chica, Inc.*  
Mark: CHICA (AND DESIGN)  
Serial No.: 78/623,323  
Attorney Docket No. 064163.0071

Dear Madam:

Enclosed please find the following for filing in the above-identified matter:

- Notice of Opposition (Original and two copies);
- The Commissioner is authorized to withdraw the filing fee of \$300.00 from Deposit Account No. 01-0477. A duplicate of this cover letter is enclosed; and
- A return receipt acknowledgment postcard.

The Commissioner is hereby authorized to charge any deficiency or credit any overpayment in the fees indicated above to Deposit Account No. 01-0477.

Respectfully submitted,



Dan Moffett

Enclosures



02-27-2006

U.S. Patent & TMOtc/TM Mail Rcpt Dt. #30

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

House of Blues Brands Corp.,

Opposer,

v.

Chica, Inc.,

Applicant.

§  
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Serial No. 78/623,323

Mark: CHICA (AND DESIGN)

Opposition No. \_\_\_\_\_

**NOTICE OF OPPOSITION**

HOUSE OF BLUES BRANDS CORP., a Delaware corporation having an office at 6255 Sunset Boulevard, 16th Floor, Hollywood, California 90028, believes that it will be damaged by registration of the mark shown in Application Serial No. 78/623,323 in International Class 09, and hereby opposes same.

As grounds for opposition, it is alleged:

1. Applicant seeks registration on the Principal Register of the word mark and related design, CHICA (AND DESIGN), in International Class 09 for "eyeglasses; protective glasses and eyewear; eyeglass frames; eyeglass lenses; eyeglass cases and chains; sunglasses; sunglass lenses; electronic devices namely calculators, cell phones, cameras and computers." Applicant's mark was published in the January 24, 2006 issue of the Trademark Office Official Gazette on page TM 468.

2. On information and belief, Applicant's application for the mark CHICA (AND DESIGN) was filed based upon a date of first use in interstate commerce of April 1999.

3. Opposer, in conjunction with its parent company, HOB Entertainment, Inc., is a nationally and internationally renowned provider of restaurant, nightclub, and other services, as well as branded merchandise. These goods and services are offered under the design mark

depicted below (hereinafter referred to as "HEART DESIGN") in association with Opposer's famous "House of Blues" themed restaurants:



4. Opposer uses the HEART DESIGN in connection with merchandise and services relating to its prominent restaurant and nightclub establishments that are located in major U.S. cities, including Los Angeles, New Orleans, Chicago, Orlando, Myrtle Beach, Las Vegas, Anaheim, Cleveland, and San Diego. The mark is also prominently displayed on the House of Blues website where merchandise related to the House of Blues is displayed and marketed.

5. As evidenced by its U.S. Trademark Registrations, Opposer has the exclusive right to use the HEART DESIGN as a trademark and service mark for the following goods and services:

Registration No.	Goods or Services	Date of Filing	Date of First Use	True and Correct Copy Attached
2,474,032	Bar and restaurant services in Int'l Class 42	10/14/1998	02/1999	Exhibit "A"
2,532,480	Clothing in Int'l Class 25	10/14/1998	02/1999	Exhibit "B"
2,897,520	Printed matter in Int'l Class 16	08/24/1999	02/2001	Exhibit "C"
2,805,124	Radio and television production and programming services; entertainment services in Int'l Class 41	10/14/1998	06/2003	Exhibit "D"

6. Opposer has also filed applications for registration based upon an intent to use the HEART DESIGN in connection with prerecorded audio and musical products as shown in U.S. Application Serial No. 78/185,025; in connection with casino entertainment services as shown in

U.S. Application Serial No. 78/584,592; and in connection with nightclub services as shown in U.S. Application Serial No. 78/728,628.

7. Opposer also provides goods and services under the HEART DESIGN in conjunction with its HOUSE OF BLUES mark depicted below [hereinafter referred to as HOUSE OF BLUES (HEART DESIGN)]:



8. Opposer uses the HOUSE OF BLUES (HEART DESIGN) mark in connection with merchandise and services relating to its prominent restaurant and nightclub establishments. The mark is also prominently displayed on the House of Blues website where merchandise related to the House of Blues is marketed and displayed.

9. As evidenced by its U.S. Trademark Registrations, Opposer has the exclusive right to use the HOUSE OF BLUES (HEART DESIGN) as a trademark and service mark for the following goods and services:

Registration No.	Goods or Services	Date of Filing	Date of First Use	True and Correct Copy Attached
2,457,890	Bar and restaurant services in Int'l Class 42	10/14/1998	06/1999	Exhibit "E"
2,507,467	Clothing in Int'l Class 25	10/14/1998	02/1999	Exhibit "F"
2,507,466	Prerecorded audio, video, and musical products in Int'l Class 9	10/14/1998	03/2000	Exhibit "G"
2,881,917	Radio and television production and programming services; entertainment services in Int'l Class 41	10/14/1998	01/2003	Exhibit "H"

Registration No.	Goods or Services	Date of Filing	Date of First Use	True and Correct Copy Attached
2,507,798	Printed matter in Int'l Class 16	08/24/1999	12/1998	Exhibit "I"
2,746,582	Promoting musical tours and music festivals, musical artists, and entertainment in Int'l Class 35	06/04/2002	06/1999	Exhibit "J"
2,723,813	Nightclub services in Int'l Class 41	06/04/2002	06/1999	Exhibit "K"
2,841,104	Ticket agency services in Int'l Class 35	05/31/2002	01/2003	Exhibit "L"

10. Opposer has also filed an application for registration based upon an intent to use the HOUSE OF BLUES (HEART DESIGN) in connection with casino entertainment services as shown in U.S. Application Serial No. 78/584,718.

11. Among the merchandise Opposer sells to consumers through the House of Blues website and its restaurant and night club establishments are House of Blues brand sunglasses. The style of sunglasses currently available for purchase from Opposer bear its trademark HOUSE OF BLUES. Opposer owns several U.S. registrations for its trademark HOUSE OF BLUES, including U.S. Registration No. 1,874,712 covering clothing in Int'l Class 25 (true and correct copy of registration attached hereto as Exhibit "M") and U.S. Registration No. 1,933,441 covering prerecorded audio and video tapes in Int'l Class 9 (true and correct copy of registration attached hereto as Exhibit "N").

12. Opposer's use of its HOUSE OF BLUES trademark on sunglasses shows that sunglasses are within the natural zone of expansion for marks Opposer uses on clothing and other goods. Therefore, it is likely that Opposer will expand its use of the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks to include sunglasses in the future.

13. House of Blues has sold sunglasses since long before Applicant's first use of CHICA (AND DESIGN) in connection with the goods specified in application Serial No. 78/623,323.

14. As a result of Opposer's efforts, Opposer has become widely known as a leading provider of merchandise related to its restaurant, bar, and nightclub services under the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks.

15. Prior to Applicant's claimed date of first use of CHICA (AND DESIGN) in connection with the goods recited in application Serial No. 78/623,323, Opposer adopted and began to use the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) family of marks to identify and distinguish its restaurant, bar, and nightclub services and related merchandise from those of others.

16. Opposer is the owner of the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks, and has the right to use the marks for restaurant, bar, and nightclub services and related merchandise.

17. As a result of Opposer's nationwide sales of its high-quality goods and services under the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks, and Opposer's nationwide advertising and promotion of these goods and services in connection with the marks, the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks have come to exclusively identify Opposer as the source of the goods and services in the minds of consumers. Opposer's HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks represent the substantial goodwill which has accrued to Opposer by virtue of its widespread and prominent use of the marks for its restaurant, bar, and nightclub services and related merchandise.

**I.**

**COUNT ONE: LIKELIHOOD OF CONFUSION**

18. Opposer repeats and realleges the factual allegations in paragraphs 1 through 17 as if fully set forth herein.

19. Applicant's proposed CHICA (AND DESIGN) mark, when used as proposed in connection with the goods recited in application Serial No. 78/623,323, is likely to cause confusion, or to cause mistake, or to deceive, as to the source or origin of Applicant's or Opposer's goods and services, or is likely to cause consumers to believe that Opposer sponsors or approves the goods of Applicant when it does not. The proposed use would thereby inflict great injury and damage on Opposer, the reputation of Opposer, and the goodwill accruing to Opposer through its extensive use of the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks in connection with its restaurant, bar, and nightclub services and related merchandise and services.

20. If the registration herein opposed is granted, Applicant would thereby obtain at least a *prima facie* exclusive right to use the mark, CHICA (AND DESIGN), in connection with the goods recited in application Serial No. 78/623,323, in class 09. Such registration would be a source of great injury and damage to Opposer, the rightful owner of the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks for the goods and services set forth hereinabove; and would impair Opposer's continued exclusive right to use said mark in connection with such goods and services.

## II.

### COUNT TWO: TRADEMARK DILUTION

21. Opposer repeats and realleges the factual allegations in paragraphs 1 through 20 as if fully set forth herein.

22. Opposer has established a business reputation because of its uniformly high quality extensive advertising and sales of its goods and services under the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks. Opposer's business reputation has created a distinctive quality in the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks. As a result of the distinctiveness of the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks and its extensive and widespread use and advertising in connection with Opposer's high-quality goods and services, the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks have become well known.

23. Applicant's proposed CHICA (AND DESIGN) mark, when used as proposed in connection with eyeglasses; protective glasses and eyewear; eyeglass frames; eyeglass lenses; eyeglass cases and chains; sunglasses; sunglass lenses; electronic devices namely calculators, cell phones, cameras and computers, and advertising and promotional materials associated therewith, is likely to dilute the distinctive quality of Opposer's HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks. The proposed use would thereby inflict great injury and damage on Opposer, the reputation of Opposer, and the goodwill accruing to Opposer through its extensive use of the HEART DESIGN and HOUSE OF BLUES (HEART DESIGN) marks in connection with its quality restaurant, bar, and nightclub services and related merchandise and services.




WHEREFORE, Opposer prays that registration of the proposed mark, designated as application Serial No. 78/623,323, be denied.

The Commissioner is hereby authorized to withdraw the filing fee in the amount of \$300 as required under 37 C.F.R. §2.6(a)(17) from Deposit Account No. 01-0477.

Respectfully submitted,

HOUSE OF BLUES BRANDS CORP.

Dated: 2/23/06

By:   
Kirt S. O'Neill, Reg. No. 38,257  
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**Certificate of Mailing**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to: Box TTAB FEE, Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451.

Name of Person Signing Certificate: Michele Patterson

Signature: Michele Patterson

Date of Mailing: 2/23/06



**Int. Cl.: 42**

**Prior U.S. Cls.: 100 and 101**

**United States Patent and Trademark Office**

**Reg. No. 2,474,032**

**Registered July 31, 2001**

**SERVICE MARK  
PRINCIPAL REGISTER**



HOUSE OF BLUES BRANDS CORP. (DELAWARE  
CORPORATION)  
6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028

FOR: BAR AND RESTAURANT SERVICES, IN  
CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 2-13-1999; IN COMMERCE 2-13-1999.

THE STIPLING IS A FEATURE OF THE MARK  
AND DOES NOT INDICATE COLOR.

SN 75-570,257, FILED 10-14-1998.

KATHYRN WATERS-PEREZ, EXAMINING ATTOR-  
NEY



Int. Cl.: 25

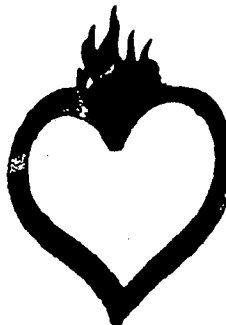
Prior U.S. Cls.: 22 and 39

**United States Patent and Trademark Office**

**Reg. No. 2,532,480**

Registered Jan. 22, 2002

**TRADEMARK  
PRINCIPAL REGISTER**



HOUSE OF BLUES BRANDS CORP. (DELAWARE CORPORATION)  
6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028

FOR: CLOTHING, NAMELY, HATS, CAPS, VISORS, HEAD BANDS, NECKWEAR, SCARVES, SHIRTS, SWIMSUITS, T-SHIRTS, SWEATSUITS, COATS, SHORTS, SLACKS, JEANS, PANTS, JACKETS, GLOVES, BELTS, UNDERGARMENTS; AND SOCKS, SHOES AND SLIPPERS EXCLUDING SOCKS, SHOES AND SLIPPERS FOR NURSES, IN CLASS 25 (U.S. CLS. 22 AND 39).

FIRST USE 2-13-1999; IN COMMERCE 2-13-1999.

OWNER OF U.S. REG. NOS. 1,874,712, 1,891,179, AND OTHERS.

THE STIPPLING IS A FEATURE OF THE MARK AND DOES NOT INDICATE COLOR.

SN 75-570,467, FILED 10-14-1998.

KATHYRN WATERS-PEREZ, EXAMINING ATTORNEY



**Int. Cl.: 16**

**Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50**

**United States Patent and Trademark Office**

**Reg. No. 2,897,520**

**Registered Oct. 26, 2004**

**TRADEMARK  
PRINCIPAL REGISTER**



**HOUSE OF BLUES BRANDS CORP. (DELAWARE  
CORPORATION)  
6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028**

**FIRST USE 2-0-2001; IN COMMERCE 2-0-2001.**

**FOR: PRINTED MATTER, NAMELY, CALEN-  
DARS, POSTCARDS, STATIONERY, POSTERS, PA-  
PER NAPKINS, NOTE CARDS AND NOTEPADS, IN  
CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).**

**SN 75-783,411, FILED 8-24-1999.**

**KIMBERLY PERRY, EXAMINING ATTORNEY**





Int. Cl.: 41

Prior U.S. Cls.: 100, 101, and 107

**United States Patent and Trademark Office**

Reg. No. 2,805,124

Registered Jan. 13, 2004

**SERVICE MARK  
PRINCIPAL REGISTER**



HOUSE OF BLUES BRANDS CORP. (DELAWARE  
CORPORATION)  
6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028

FOR: RADIO AND TELEVISION ENTERTAIN-  
MENT PRODUCTION AND PROGRAMMING SER-  
VICES; ENTERTAINMENT SERVICES IN THE  
NATURE OF AN ONGOING TELEVISION PRO-  
GRAM FEATURING MUSICAL ENTERTAIN-  
MENT, AND PROVIDING LIVE AND PRE-  
RECORDED AUDIO AND VIDEO PROGRAMS  
FEATURING MUSICAL ENTERTAINMENT BY

MEANS OF A GLOBAL COMPUTER NETWORK,  
IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 6-0-2003; IN COMMERCE 6-0-2003.

THE STIPPLING IS A FEATURE OF THE MARK  
AND DOES NOT INDICATE COLOR.

SN 75-570,263, FILED 10-14-1998.

KIMBERLY PERRY, EXAMINING ATTORNEY



**Int. Cl.: 42**

**Prior U.S. Cls.: 100 and 101**

**Reg. No. 2,457,890**

**United States Patent and Trademark Office**

**Registered June 5, 2001**

**SERVICE MARK  
PRINCIPAL REGISTER**



HOUSE OF BLUES BRANDS CORP. (DELAWARE  
CORPORATION)  
6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028

OWNER OF U.S. REG. NOS. 1,772,628, 1,938,673,  
AND OTHERS.

FOR: BAR AND RESTAURANT SERVICES, IN  
CLASS 42 (U.S. CLS. 100 AND 101).

SN 75-570,250, FILED 10-14-1998.

FIRST USE 7-0-1999; IN COMMERCE 7-0-1999.

KIMBERLY PERRY, EXAMINING ATTORNEY



**Int. Cl.: 25**

**Prior U.S. Cls.: 22 and 39**

**United States Patent and Trademark Office**

**Reg. No. 2,507,467**

**Registered Nov. 13, 2001**

**TRADEMARK  
PRINCIPAL REGISTER**



**HOUSE OF BLUES BRANDS CORP. (DELAWARE CORPORATION)**

**6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028**

**FIRST USE 2-0-1999; IN COMMERCE 2-0-1999.**

**OWNER OF U.S. REG. NOS. 1,874,712, 1,891,179,  
AND OTHERS.**

**FOR: CLOTHING, NAMELY, HATS, CAPS, VISORS, HEAD BANDS, NECKWEAR, SCARVES, SHIRTS, SWIMSUITS, T-SHIRTS, SWEATSUITS, COATS, SHORTS, SLACKS, JEANS, PANTS, JACKETS, GLOVES, BELTS, SOCKS, SHOES, SLIPPERS AND UNDERGARMENTS, IN CLASS 25 (U.S. CLS. 22 AND 39).**

**THE STIPPLING IS A FEATURE OF THE MARK  
AND DOES NOT INDICATE COLOR.**

**SN 75-570,252, FILED 10-14-1998.**

**KIMBERLY PERRY, EXAMINING ATTORNEY**



Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

**United States Patent and Trademark Office**

**Reg. No. 2,507,466**

**Registered Nov. 13, 2001**

**TRADEMARK  
PRINCIPAL REGISTER**



HOUSE OF BLUES BRANDS CORP. (DELAWARE CORPORATION)  
6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028

FOR: PRERECORDED AUDIO AND VIDEO TAPES, CASSETTES, CARTRIDGES, COMPACT DISCS, PHONOGRAPH RECORDS, AND OTHER SOUND AND VIDEO RECORDINGS FEATURING MUSIC, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 3-0-2000; IN COMMERCE 3-0-2000.

OWNER OF U.S. REG. NOS. 1,874,712, 1,891,179, AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "BLUES", APART FROM THE MARK AS SHOWN.

THE STIPPLING IS A FEATURE OF THE MARK AND DOES NOT INDICATE COLOR.

SN 75-570,222, FILED 10-14-1998.

KIMBERLY PERRY, EXAMINING ATTORNEY





**Int. Cl.: 41**

**Prior U.S. Cls.: 100, 101, and 107**

**United States Patent and Trademark Office**

**Reg. No. 2,881,917**

**Registered Sep. 7, 2004**

**SERVICE MARK  
PRINCIPAL REGISTER**



HOUSE OF BLUES BRANDS CORP. (DELAWARE CORPORATION)  
6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028

FOR: RADIO AND TELEVISION ENTERTAINMENT PRODUCTION AND PROGRAMMING SERVICES; ENTERTAINMENT SERVICES IN THE NATURE OF AN ONGOING TELEVISION PROGRAM FEATURING MUSICAL ENTERTAINMENT, AND PROVIDING LIVE AND PRERECORDED RADIO AND TELEVISION PROGRAMS FEATURING MUSICAL ENTERTAINMENT BY MEANS OF A GLOBAL COMPUTER NETWORK, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 1-0-2003; IN COMMERCE 1-0-2003.

OWNER OF U.S. REG. NOS. 1,772,628, 2,024,199, AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "BLUES", APART FROM THE MARK AS SHOWN.

SN 75-570,545, FILED 10-14-1998.

KIMBERLY PERRY, EXAMINING ATTORNEY



**Int. Cl.: 16**

**Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50**

**United States Patent and Trademark Office**

**Reg. No. 2,507,798**

**Registered Nov. 13, 2001**

**TRADEMARK  
PRINCIPAL REGISTER**



**HOUSE OF BLUES BRANDS CORP. (DELAWARE  
CORPORATION)  
6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028**

**ALS, BUMPER STICKERS, PAPER NAPKINS, NOTE  
CARDS AND NOTEPADS, IN CLASS 16 (U.S. CLS. 2,  
5, 22, 23, 29, 37, 38 AND 50).**

**FOR: PRINTED MATTER, NAMELY, MONTHLY  
MAGAZINES IN THE FIELD OF ENTERTAIN-  
MENT, CATALOGS FEATURING PRE-RECORDED  
MUSIC AND WEARING APPAREL, CALENDARS,  
POSTCARDS, STATIONERY, POSTERS, GREETING  
CARDS, STICKERS, TEMPORARY TATTOOS, DEC-**

**FIRST USE 12-0-1998; IN COMMERCE 12-0-1998.**

**SN 75-783,264, FILED 8-24-1999.**

**ARETHA MASTERSON, EXAMINING ATTORNEY**



Int. Cl.: 41

Prior U.S. Cls.: 100, 101 and 107

**United States Patent and Trademark Office**

**Reg. No. 2,723,813**

Registered June 10, 2003

**SERVICE MARK  
PRINCIPAL REGISTER**



HOUSE OF BLUES BRANDS CORP. (DELAWARE CORPORATION)  
6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028

OWNER OF U.S. REG. NOS. 2,457,890, 2,507,798  
AND OTHERS.

FOR: NIGHTCLUB SERVICES FEATURING LIVE  
AND RECORDED MUSICAL ENTERTAINMENT;  
PRODUCTION OF LIVE CONCERTS; PRODUCTION  
AND DISTRIBUTION OF AUDIO AND VIDEO  
RECORDINGS OF LIVE CONCERTS; PROVIDING  
FACILITIES FOR THE PRESENTATIONS OF LIVE  
MUSICAL ENTERTAINMENT, IN CLASS 41 (U.S.  
CLS. 100, 101 AND 107).

THE STIPPLING IS A FEATURE OF THE MARK  
AND DOES NOT INDICATE COLOR.

SEC. 2(F) AS TO "BLUES".

SER. NO. 76-417,003, FILED 6-4-2002.

FIRST USE 7-0-1999; IN COMMERCE 7-0-1999.

AMOS T. MATTHEWS, JR., EXAMINING ATTORNEY

K

Int. Cl.: 35

Prior U.S. Cls.: 100, 101 and 102

**United States Patent and Trademark Office**

**Reg. No. 2,746,582**

Registered Aug. 5, 2003

**SERVICE MARK  
PRINCIPAL REGISTER**



HOUSE OF BLUES BRANDS CORP. (DELAWARE CORPORATION)  
6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028

OWNER OF U.S. REG. NOS. 2,457,890, 2,507,798 AND OTHERS.

FOR: PROMOTING MUSICAL TOURS AND MUSIC FESTIVALS; PROMOTING MUSICAL ARTISTS; PROMOTING MUSICAL ENTERTAINMENT EVENTS AND MUSICAL ACTS OF OTHERS THROUGH THE DISSEMINATION OF PRINTED PROMOTIONAL MATERIALS AND VIA THE INTERNET, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

THE STIPPLING IS A FEATURE OF THE MARK.

SEC. 2(F) AS TO "BLUES".

SER. NO. 76-416,770, FILED 6-4-2002.

FIRST USE 7-0-1999; IN COMMERCE 7-0-1999.

G. T. GLYNN, EXAMINING ATTORNEY





Int. Cl.: 35

Prior U.S. Cls.: 100, 101, and 102

**United States Patent and Trademark Office**

**Reg. No. 2,841,104**

**Registered May 11, 2004**

**SERVICE MARK  
PRINCIPAL REGISTER**



HOUSE OF BLUES BRANDS CORP. (DELAWARE  
CORPORATION)  
6255 SUNSET BOULEVARD, 16TH FLOOR  
HOLLYWOOD, CA 90028

OWNER OF U.S. REG. NOS. 2,457,890, 2,507,798,  
AND OTHERS.

FOR: TICKET AGENCY SERVICES FOR CON-  
CERTS, THEATRICAL PRESENTATIONS, AND  
OTHER ENTERTAINMENT EVENTS RENDERED  
ONLINE, THROUGH PHONE ORDERS AND  
THROUGH TICKET OUTLETS, IN CLASS 35 (U.S.  
CLS. 100, 101 AND 102).

THE STIPPLING IS A FEATURE OF THE MARK  
AND DOES NOT INDICATE COLOR.

SN 76-414,066, FILED 5-31-2002.

FIRST USE 1-0-2003; IN COMMERCE 1-0-2003.

G. T. GLYNN, EXAMINING ATTORNEY

M

Int. Cl.: 25

Prior U.S. Cl.: 39

**United States Patent and Trademark Office**

Reg. No. 1,874,712

Registered Jan. 17, 1995

**TRADEMARK  
PRINCIPAL REGISTER**

**HOUSE OF BLUES**

HOUSE OF BLUES BRANDS CORP. (DELA-  
WARE CORPORATION)  
114 MT. AUBURN STREET  
CAMBRIDGE, MA 02138

FOR: CLOTHING; NAMELY, HATS, CAPS,  
VISORS, HEAD BANDS, NECKWEAR,  
SCARVES, SHIRTS, SWEATSHIRTS, COATS,  
SHORTS, SLACKS, GLOVES, BELTS, SOCKS,  
SHOES, SLIPPERS AND UNDERGARMENTS,  
IN CLASS 25 (U.S. CL. 39).

FIRST USE 12-4-1992; IN COMMERCE  
12-4-1992.

OWNER OF U.S. REG. NO. 1,772,628.

NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "BLUES", APART FROM THE  
MARK AS SHOWN.

SN 74-313,094, FILED 9-11-1992.

MARTHA SANTOMARTINO, EXAMINING AT-  
TORNEY



Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

**United States Patent and Trademark Office**

**Reg. No. 1,933,441**

**Registered Nov. 7, 1995**

**TRADEMARK  
PRINCIPAL REGISTER**

**HOUSE OF BLUES**

HOUSE OF BLUES BRANDS CORP. (DELA-  
WARE CORPORATION)  
114 MT. AUBURN STREET  
CAMBRIDGE, MA 02138 ASSIGNEE OF TI-  
GRET, ISAAC B. (UNITED STATES CITI-  
ZEN) LOS ANGELES, CA 90049

FOR: PRERECORDED AUDIO AND VIDEO  
TAPES, CASSETTES, CARTRIDGES, COM-  
PACT DISCS, PHONOGRAPH RECORDS AND  
OTHER SOUND AND VIDEO RECORDINGS

FEATURING MUSIC, IN CLASS 9 (U.S. CLS. 21,  
23, 26, 36 AND 38).

FIRST USE 4-7-1995; IN COMMERCE  
4-7-1995.

NO CLAIM IS MADE TO THE EXCLUSIVE  
RIGHT TO USE "BLUES", APART FROM THE  
MARK AS SHOWN.

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IRENE D. WILLIAMS, EXAMINING ATTOR-  
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